

**COMMONWEALTH OF MASSACHUSETTS
BOARD OF REGISTRATION IN NURSING**
239 Causeway Street, Room 417A
Boston, MA 02114

Minutes of the Regularly Scheduled Board Meeting
Wednesday, March 8, 2017

Board Members Present

K. Gehly, CNP, Chair (left at 1:50 pm)
B. Levin RN, Vice Chair
J. Killion, LPN
C. LaBelle, RN
A. Peckham, RN
C. Simonian, PharmD, RPh
G. Dufault, LPN
D. Zucker, RN
D. Drew, Public Member
P. Noonan, RN
L. Kelly, CNP

Board Members Not Present

J. Fantes, MD
L. Keough, CNP
S. Abbott, Public Member

Staff Present

L. Silva, RN, DNP, Executive Director
C. MacDonald, RN, DNP, Deputy Executive Director
C. Silveira, MS, RN, Assistant Director
K. Ashe, RN, Nursing Education Coordinator
O. Atueyi, JD, Board Counsel
H. Cambra, RN, JD, Complaint Resolution Coordinator
D. M. DeVaux, RN, SARP Coordinator
A. Fein, RN, JD, Complaint Resolution Coordinator
K. Keenan, Licensing Coordinator
C. Pascarella, JD, Probation Staff
L. Talarico, CNP, Nursing Practice Coordinator
T. Westgate, Program Coordinator
B. Oldmixon, Board Counsel
K. Fishman, Probation Monitor
A. MacDonald, RN, Nursing Education Coordinator

Staff Not Present

TOPIC:

Call to Order & Determination of Quorum

DISCUSSION:

A quorum of the Board was present.

ACTION:

At 9:02 a.m., K. Gehly, Chairperson, called the March 8, 2017 Regularly Scheduled Board Meeting to order.

TOPIC:

Approval of Agenda

DISCUSSION:

Board members and staff introduced themselves. D. DeVaux requested Board members move the Substance Abuse Rehabilitation Program (SARP) Policy to the SARP section on the agenda. K. Ashe stated that the 244 CMR 6.05(3)(b) Continuation of Full Approval based on 2016 Annual Reports Student Numbers (admissions, graduates, and enrollments) and Student Numbers 5-year variance would be deferred. C. Macdonald asked that the presentation: An Update on the MA Coalition on Serious Illness Care: The Role for Nurses by Secretary Alice Bonner & Maureen Bisognano be moved to after the Executive Director's report. L. Silva asked that the proposed amendment to Administrative Policy 08-01 Signatory Authority be added to the Strategic Development, Planning, and Evaluation section..

ACTION:

Motion by B. Levin, seconded by J. Killion, and unanimously passed to approve the agenda as revised.

TOPIC:

Approval of Board Minutes for the February 8, 2017 Meeting of the Regularly Scheduled Board Meeting

DISCUSSION:

K. Fishman requested to have the actions for Request for extension of Probation Agreement, in the matter of M. Kashmanian, RN232150, NUR-2012-0184 and Request for Notice of Violation and Further Discipline, in the matter of T. Dolan, RN2270906, NUR-2013-0020 to be corrected to say issue a notice of further discipline.

ACTION:

Motion by C. Simonian, seconded by J. Killion, and passed to accept the Minutes of the February 8, 2017, Regularly Scheduled Board Meeting as revised. G. Dufault abstained from the vote.

TOPIC:

Reports, Announcements and Administrative Matters

- A. Executive Director's Report
- B. Announcements

DISCUSSION:

- A. Executive Director's Report: L. Silva reminded the Board members of the Complaint Committee schedule.
- B. None.

ACTION:

So noted.

TOPIC: An Update on the MA Coalition on Serious Illness Care: The Role for Nurses- Secretary Alice Bonner & Maureen Bisognano

DISCUSSION:

Secretary Alice Bonner made a presentation to the Board and was available for questions.

ACTION:

So noted.

TOPIC: SARP

SAREC Appointments

DISCUSSION:

D. DeVaux asked for the Board to approve the SAREC appointments.

ACTION:

Motion by B. Levin, seconded by C. LaBelle, and unanimously passed to approve the appointments.

TOPIC: SARP

Substance Abuse Rehabilitation Program (SARP) Policy

DISCUSSION:

D. DeVaux briefed the policy change to the Board and asked members to approve it.

ACTION:

Motion by J. Killion, seconded by D. Zucker, and unanimously passed to approve the policy.

TOPIC: Probation

Probation Staff Action Report

DISCUSSION:

K. Fishman briefed the report to the Board and was available for questions.

ACTION:

So noted.

TOPIC: Probation

Termination of Probation in the matter of J. Galatis, RN141714, NUR-2009-0034

DISCUSSION:

C. Pascarella briefed the report and introduced the licensee to the Board. C. Pascarella stated that the licensee had completed the one year probation. D. Drew asked about the negative review and the license explained the issue. C. Pascarella recommended to terminate the probation.

ACTION:

Motion by D. Drew, seconded by B. Levin, and unanimously passed to terminate the probation.

TOPIC: Probation

Request for Extension of Probation in the matter of R. Blake, LN63702, NUR-2014-0212

DISCUSSION:

C. Pascarella briefed the report to the Board. A. Fein asked about the licensee failing to renew her license. C. Pascarella recommended to extend the probation and grant staff action authority to grant another extension if all CEUs were complete.

ACTION:

Motion by D. Zucker, seconded by A. Peckham, and unanimously passed to grant the extension as proposed.

TOPIC:

Practice

DISCUSSION:

L. Talarico was available for questions.

ACTION:

So noted.

TOPIC: Education

- A. Nursing Education Staff Report: None
- B. 244 CMR 6.04(1)(c) & (1)(f) Administrative Changes Diman Regional Technical Practical Nurse Program
- C. 2016 NCLEX Performance Statistical Reports
 - 1. Explanation of NCLEX Data Reports
 - 2. Total MA Licensure Candidates Regardless of State of Education
 - 3. Total MA Graduates Regardless of State of Licensure
 - 4. NCLEX Performance by BRN-approved programs
 - 5. Revised NCLEX guidelines
 - 6. 244 CMR 6.08 (1)(h) 2016 NCLEX performance evaluation recommendations
- D. 244 CMR 6.08(1)(h) Site Survey and NCLEX Evaluation Report Northern Essex Associate Degree RN Program
- E. 244 CMR 6.08(1)(h) Site Survey and NCLEX Evaluation Report University of Massachusetts Boston Baccalaureate Degree RN Program
- F. 244 CMR 6.05(3)(b) Continuation of Full Approval based on 2016 Annual Reports
 - 1. Annual Report Data Summary
 - 2. Student Numbers (admissions, graduates, and enrollments)
 - 3. Student Numbers 5-year variance
- G. 244 CMR 6.06 Survey Schedule

DISCUSSION:

A. None.

B. K. Ashe briefed the administrative changes and the history of the change of status for Diman Regional to the Board. K. Ashe went over the resume and qualifications of the program administrator and stated that the administrator did not have the required three years of experience to be appointed.

C. A. MacDonald briefed the NCLEX reports to the Board. K. Gehly stated that the proposed amendments would help to clarify for colleges. D. Zucker asked if there had been a focused group.

D. A. MacDonald briefed the report to the Board and introduced the program administrator, Dr. Dyer, to the Board. A. MacDonald recommended the Board accept the survey report and continue full approval status and have the school provide proof that they have corrected the deficiencies briefed in the report.

The program administrator made a statement to the Board about the school's process progress.

E. K. Ashe briefed the report to the Board and introduced the undergraduate program director, Dr. Walsh to the Board. K. Ashe recommended that the Board accept the report and continue full approval status and have the school send in proof that they have corrected their deficiencies. The program administrator spoke to the Board about their standards and the changes that they were making at the school. D. Drew asked about the waiver for teachers and K. Ashe explained the process to the Board. The program administrator briefed the hiring process to the Board.
F. K. Ashe briefed the report to the Board. Item F 1 was deferred.
G. K. Ashe briefed the report to the Board.

ACTION:

B. Motion by D. Drew, seconded by P. Noonan, and unanimously passed to deny the administrative change.
C. Motion by D. Drew, seconded by B. Levin, and unanimously passed to accept the NCLEX data reports.
C. Motion by B. Levin, seconded by D. Zucker, and unanimously passed to amend the reports.
C. Motion by J. Killion, seconded by A. Peckham, and unanimously passed to accept the recommendation.
D. Motion by D. Drew, seconded by C. LaBelle, and unanimously passed to accept the report and the recommendations.
E. Motion by B. Levin, seconded by D. Drew, and unanimously passed to accept the report and the recommended changes.
F. Motion by B. Levin, seconded by C. Simonian, and unanimously passed to accept the report.
G. Motion by J. Killion, seconded by G. Dufault, and unanimously passed to accept the report and recommendations.

TOPIC:

Strategic Development, Planning and Evaluation
A. Substance Abuse Rehabilitation Program (SARP) Policy
B. Presentation/Report/Board Education
 1. Signature policy
 2. Commissioner Monica Bharel
C. Topics for Next Agenda

DISCUSSION:

B. 1. L. Silva briefed the policy to the Board.
B. 2. J. Lavery introduced the Commissioner to the Board. Commissioner Bharel greeted the Board and spoke about her history and her work with nurses over her career. She then spoke about current policy and priorities of the MA Department of Public Health including the opioid epidemic, and the new prescription monitoring program. Board members and staff introduced themselves and discussed their roles and priorities.

ACTION:

B. 1. Motion by C. Simonian, seconded by J. Killion, and unanimously passed to accept the amended policy.

TOPIC:

G.L. c.30A, §21 Executive Session

DISCUSSION:

4/12/2017 III A 8 March 17 Regular Minutes
(Approved 04/12/2017)

None

ACTION:

Motion by J. Killion, seconded by B. Levin, and unanimously passed by roll call vote to go into Executive Session at 11:02 a.m. as per Purpose One of G.L. c.30A, §21 (a)(1).

Motion by J. Killion, seconded by B. Levin, and unanimously passed by roll call vote to go into Executive Session at 12:44 p.m. as per Purpose One of G.L. c.30A, §21 (a)(1).

G.L. c. 30A, § 21 Executive Session 11:02 a.m. to 12:07 p.m.

G.L. c. 30A, § 21 Executive Session 12:44 p.m. to 1:30 p.m.

TOPIC:

G.L. c. 112, s. 65C Session

DISCUSSION:

None

ACTION:

Motion by D. Drew, seconded by C. Simonian, and unanimously passed to go into G.L. c. 112, s. 65C Session at 1:50 p.m.

G.L. c. 112, s. 65C Session 1:50 p.m. to 2:42 p.m.

TOPIC:

Adjudicatory Session

DISCUSSION:

None

ACTION:

Motion by J. Killion, seconded by C. Simonian, and unanimously passed to go into Adjudicatory Session at 2:43 p.m. to discuss decisions in pending adjudicatory matters.

Adjudicatory Session 2:43 p.m. to 2:56 p.m.

TOPIC:

Adjournment

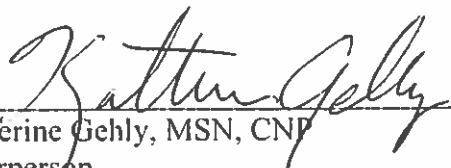
DISCUSSION:

None

ACTION:

Motion by D. Drew, seconded by D. Zucker, and unanimously passed to adjourn the meeting at 2:56 p.m.

Minutes of the Board's March 8, 2017, Regularly Scheduled Meeting were approved by the Board on April 12, 2017.

A handwritten signature in cursive script, reading "Katherine Gehly", written over a horizontal line.

Katherine Gehly, MSN, CNP
Chairperson
Board of Registration in Nursing

Agenda with exhibits list attached.

COMMONWEALTH OF MASSACHUSETTS
Board of Registration in Nursing

Notice of the Regularly Scheduled Meeting

Regular Session

239 Causeway Street
Room 417
Boston, Massachusetts 02114
March 8, 2017

PRELIMINARY AGENDA AS OF ~~2/24/17~~

Estimated Time	Item #	A. Item	Exhibit	Presented by
9:00 a.m.	I.	B. CALL TO ORDER & DETERMINATION OF QUORUM	None	
	II.	APPROVAL OF AGENDA	Agenda	
	III.	APPROVAL OF BOARD MINUTES A. Draft Minutes for the February 8, 2017 Meeting of the Board of Registration in Nursing, Regular Session	Minutes	
	IV.	REPORTS, ANNOUNCEMENTS AND ADMINISTRATIVE MATTERS A. Executive Director's Report B. Announcements	Oral/Memo	LS
	V.	SARP A. SARP Activity Report: None B.	None Memo	DMD DMD
	VI.	PROBATION A. Probation Staff Action Report B. Termination of Probation in the matter of J. Galatis, RN141714, NUR-2009-0034 C. Request for Extension of Probation in the matter of R. Blake, LN63702, NUR-2014-0212	Report Compliance Summary Memo	KF KF/CP KF/CP
	VII.	PRACTICE A. Practice Coordinator Staff Report	Memo	LT

	VIII. EDUCATION A. Nursing Education Staff Report: None B. 244 CMR 6.04(1)(c) & (1)(f) Administrative Changes Diman Regional Technical Practical Nurse Program C. 2016 NCLEX Performance Statistical Reports 1. Explanation of NCLEX Data Reports 2. Total MA Licensure Candidates Regardless of State of Education 3. Total MA Graduates Regardless of State of Licensure 4. NCLEX Performance by BRN-approved programs 5. Revised NCLEX guidelines 6. 244 CMR 6.08 (1)(h) 2016 NCLEX performance evaluation recommendations D. 244 CMR 6.08(1)(h) Site Survey and NCLEX Evaluation Report Northern Essex Associate Degree RN Program E. 244 CMR 6.08(1)(h) Site Survey and NCLEX Evaluation Report University of Massachusetts Boston Baccalaureate Degree RN Program F. 244 CMR 6.05(3)(b) Continuation of Full Approval based on 2016 Annual Reports 1. Annual Report Data Summary 2. Student Numbers (admissions, graduates, and enrollments) 3. Student Numbers 5-year variance G. 244 CMR 6.06 Survey Schedule	None Memo Reports Compliance Report Compliance Report Reports Report	KA AM AM KA KA KA
	IX. REQUESTS FOR LICENSE REINSTATEMENT	None	
	X. STRATEGIC DEVELOPMENT, PLANNING AND EVALUATION A. Systematic Policy Evaluation 1. Substance Abuse Rehabilitation Program (SARP) Policy B. Presentation/Report/Board Education 1. An Update on the MA Coalition on Serious Illness Care: The Role for Nurses- Secretary Alice Bonner & Maureen Bisognano 2. Commissioner Monica Bharel C. Topics for Next Agenda	Draft Policy None None	ASF AB/MB MB
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	XI.	EXECUTIVE SESSION The Board will meet in Executive Session as authorized pursuant to M.G.L. c.30A, § 21(a)(1) for the purpose of discussing the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. <ol style="list-style-type: none"> Specifically, the Board will discuss and evaluate the Good Moral Character as required for registration for pending applicants. Specifically, the Board will discuss and evaluate the reputation, character, physical condition or mental health, rather than professional competence, of licensees relevant to their petitions for license status change. Approval of prior executive session minutes in accordance with M.G.L. c. 30A, § 22(f) for sessions held during the February 8, 2017 meeting. 	CLOSED SESSION	
	XII.	M.G.L. c. 112, § 65C SESSION	CLOSED SESSION	
	XIII.	M.G.L. c. 30A, § 18 ADJUDICATORY SESSION	CLOSED SESSION	
2:30 p.m.	XIV.	ADJOURNMENT		